

Senate Study Bill 3033

SENATE/HOUSE FILE _____
BY (PROPOSED DEPARTMENT OF
INSPECTIONS AND APPEALS/
RACING AND GAMING
COMMISSION BILL)

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act concerning the postmortem examination of a horse that dies
2 at a racetrack and including an effective and retroactive
3 applicability date provision.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
5 TLSB 5286DP 80
6 ec/sh/8

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1 1 Section 1. Section 99D.25, subsection 5, Code 2003, is
1 2 amended to read as follows:
1 3 5. Every horse which suffers a breakdown on the racetrack,
1 4 in training, or in competition, and is destroyed, and every
1 5 other horse which expires while stabled on the racetrack under
1 6 the jurisdiction of the commission, shall undergo a postmortem
1 7 examination by a veterinarian or a veterinary pathologist at a
1 8 time and place acceptable to the commission veterinarian to
1 9 determine the injury or sickness which resulted in euthanasia
1 10 or natural death. ~~The postmortem examination shall be~~
~~1 11 conducted by a veterinarian employed by the owner or the~~
~~1 12 owner's trainer in the presence of and in consultation with~~
~~1 13 the commission veterinarian.~~ Test samples shall be obtained
1 14 from the carcass upon which the postmortem examination is
1 15 conducted and shall be sent to a laboratory approved by the
1 16 commission for testing for foreign substances and natural
1 17 substances at abnormal levels. When practical, blood and
1 18 urine test samples should be procured prior to euthanasia.
1 19 The owner of the deceased horse is responsible for payment of
1 20 any charges due ~~the veterinarian employed~~ to conduct the
1 21 postmortem examination. ~~The services of the commission~~
~~1 22 veterinarian and the laboratory testing of postmortem samples~~
~~1 23 shall be made available by the commission without charge to~~
~~1 24 the owner.~~ A record of every postmortem shall be filed with
1 25 the commission by the ~~owner's~~ veterinarian or veterinary
~~1 26 pathologist who performed the postmortem~~ within seventy-two
1 27 hours of the death ~~and shall be submitted on a form supplied~~
~~1 28 by the commission.~~ Each owner and trainer accepts the
1 29 responsibility for the postmortem examination provided herein
1 30 as a requisite for maintaining the occupational license issued
1 31 by the commission.
1 32 Sec. 2. EFFECTIVE DATE == RETROACTIVE APPLICABILITY. This
1 33 Act takes effect April 1, 2004. If the bill is enacted after
1 34 April 1, 2004, this Act, being deemed of immediate importance,
1 35 takes effect upon enactment and is retroactively applicable to
2 1 April 1, 2004, and is applicable on and after that date.
2 2 EXPLANATION
2 3 This bill relates to the conducting of a postmortem
2 4 examination of a horse that dies at a racetrack. The bill
2 5 provides that the postmortem be conducted by a veterinarian or
2 6 veterinary pathologist. Currently, the owner's or trainer's
2 7 veterinarian is required to conduct the postmortem in the
2 8 presence of the racing and gaming commission's veterinarian.
2 9 The bill further provides that the owner of the horse is
2 10 required to pay the costs associated with the postmortem and
2 11 any laboratory testing. Currently, the owner is not
2 12 responsible for paying the costs for the services of the
2 13 commission veterinarian and the laboratory testing of
2 14 postmortem samples.
2 15 The bill takes effect April 1, 2004. If the bill is
2 16 enacted after this date, the bill is retroactively applicable
2 17 to April 1, 2004.
2 18 LSB 5286DP 80
2 19 ec/sh/8